

**LEGISLATIVE SERVICES AGENCY
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

200 W. Washington, Suite 301
Indianapolis, IN 46204
(317) 233-0696
<http://www.in.gov/legislative>

FISCAL IMPACT STATEMENT

LS 6235

BILL NUMBER: SB 76

NOTE PREPARED: Nov 18, 2005

BILL AMENDED:

SUBJECT: Storm Water Fees.

FIRST AUTHOR: Sen. Long

FIRST SPONSOR:

BILL STATUS: As Introduced

FUNDS AFFECTED: **GENERAL**
 DEDICATED
 FEDERAL

IMPACT: Local

Summary of Legislation: This bill provides that the special taxing district for a local unit's storm water system does not include property that: (1) does not discharge storm water into the unit's system; or (2) is served by another storm water system not owned or operated by the unit. It provides that after June 30, 2006, the unit's storm water board may not: (1) charge user fees; or (2) levy a special benefits tax; with respect to any property not served by the system.

The bill requires the board to adopt a new fee schedule that eliminates the user fees charged to property not served by the system. It requires that the fees charged to remaining customers must be sufficient to: (1) meet the minimum amount required by law to operate the storm water system; and (2) pay any outstanding bonds or obligations of the system. It also provides that if the new fee schedule will not result in an increase in the user fees charged to the system's remaining customers, the new fee schedule may be adopted by the board without a hearing and without the approval of the unit's fiscal body.

Effective Date: Upon passage; July 1, 2006.

Explanation of State Expenditures:

Explanation of State Revenues:

Explanation of Local Expenditures:

Explanation of Local Revenues: This bill could potentially result in a municipality or county collecting less

revenue from storm water fees and the storm water special benefits tax. The fiscal impact is dependent on the amount of property, and its assessed value, that is affected by this bill.

This bill affects: (1) municipalities, and (2) counties that are subject to rule 327 IAC 15-13: Storm Water Run-Off Associated with Municipal Separate Storm Sewer System Conveyances, that have adopted by ordinance the Department of Storm Water Management chapter of the Indiana Code (IC 8-1.5-5).

State Agencies Affected:

Local Agencies Affected: Municipal and county departments of storm water management.

Information Sources: IC 8-1.5-5.

Fiscal Analyst: Valerie Ruda, 317-232-9867.